GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Guntur District - Sri P.V.Mallikarjuna Rao, former Tahsildar, Kota, SPSR Nellore District (Retd) - Violation of APCS (Conduct) Rules, 1964 – Departmental proceedings under rule 20 of A.P.C.S. (CC & A) Rules, 1991 - Articles of charges – Issued.

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REVENUE (VIGILANCE.III) DEPARTMENT

G.O.RT.No. 363 **Dated: 28-06-2021**
Read:-

G.O.Ms.No.149, Revenue (Vig.III) Department, Dt:28.06.2021

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ORDER:

In pursuance of the sanction accorded in the reference read above, it is proposed to hold an enquiry against Sri P.V.Mallikarjuna Rao, former Tahsildar, Kota, SPSR Nellore District (Retd) in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of Articles of charges (Annexure—I). A statement of imputations of misconduct or misbehavior in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure – III & IV).

3. Sri P.V.Mallikarjuna Rao, Tahsildar (Retd) is directed to submit, within 10 days of the receipt of this order, a written statement of his defense.

4. Sri P.V.Mallikarjuna Rao, Tahsildar (Retd) is informed that an enquiry will be held only in respect of those articles of charges as are not admitted. He should therefore, specifically admit or deny each article of charge.

5. Sri P.V.Mallikarjuna Rao, Tahsildar (Retd) is further informed that if he does not submit his written statement of defense on or before the date specified in Para—3 above, further action will be processed based on the material available.

6. Attention of Sri P.V.Mallikarjuna Rao, Tahsildar (Retd) is invited to Rule 24 of A.P.C.S (Conduct) Rules 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings it will be presumed that Sri P.V.Mallikarjuna Rao, Tahsildar (Retd) is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V. USHARANI,
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri P.V.Mallikarjuna Rao, former Tahsildar, Kota, SPSR Nellore District (Retd) through the Chief Commissioner of Land Administration, A.P., Vijayawada.

Copy to:
The Chief Commissioner of Land Administration, A.P., Vijayawada.
The Collector & District Magistrate, SPSR Nellore District, Nellore.
Sf/Sc.

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-I

ARTICLES OF CHARGES FRAMED AGAINST SRI P.V.MALLIKARJUNA RAO, TAHSILDAR KOTA, MANDAL (RETIRED).

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CHARGE -1

Sri P.V.Mallikarjuna Rao, Tahsildar (retired), being a responsible officer, while he was working as Tahsildar Kota, he has carried out mutations in S.No. 341 of Chettedu village which is dassified as Grazing Poramboke Govt.Land. The entries made against the said Survey Numbered land in pattadar column and enjoyer column as follows.

Sl. No.	Villalge	Sy.No.	Extent	Khata No.	Applicant Name	Lapses noticed
1	Chittedu	341-P	3.00	1430	Duvuru Sivareddy	The Tahsildar has made new entry in the Web land by rectifying the name of Duvuru Sivareddy in Sy.No.341-P Ac.3.00 which Is a Govt.land.
2	Chittedu	341-2P	3.00	1400	Duvuru Udaya Lakshmi	The Tahsildar has made new entry in the Web land by rectifying the name of Duvuru Udaya Lakshmi in Sy.No.341- 2P Ac.3.00, which is a Govt.land.
3	Chittedu	341-3P	3.00	1398	Musunuru Rajeswaramma	The Tahsildar has made new entry in the Web land by rectifying the name of Musunuru Rajeswaramma in Sy.No.341-3P Ac.3.00 which is a Govt.land.

The retired Tahsildar has entered the names of above mentioned persons against Pattadar column and enjoyer column without any documentary proof against the Govt Lands. Thereby he opened the door for Land grabbers and thus he has violated the Rule- 3 of A.P.C.S (conduct)Rules -1964.

CHARGE -2:

Sri P.V.Mallikarjuna Rao, Tahsildar (retired), being a responsible officer, while he was working as Tahsildar Kota Mandal has carried out Mutations through Adangal Correction module in Web - Land. He has not used mutations cum e- pass book module in carry out mutations in web-land of Kothapalem, Venkannapalem, Rudravaram, Gudall etc,. The mutations were carried out irregularly without observing due procedure laid down in ROR ACT in the below mentioned villages.

Sl. No.	Meeseva Appl.No. &Date	Mutation/ Correction	Village	Sy.No.	Extent	Katha No.	Applicant Name	Lapses noticed
1	ADLCO12 007174183 Dt:2.6.2020	Correction	Kothapalem	1710-3 1854-4 1785-3	0.13 0.58 1.38	1235	Penubolu Venkata Seshamma	The said mutation has been carried as Adangal correction service which actually has to be done in Title Deed Cum Pass Book service.
2	ADLCO12 006982863 Dt:9.3.2020	Correction	Venkannapalem	1224-P	0.70	Vallepu Sekhar Babu	Penubolu Venkata Seshamma	The said mutation has been carried as Adangal correction service which has to be done in Title Deed Cum Pass Book service and also no link has been established between the Un-Register family partition executants and the names reflected in the Adangal.
3	ADLCO12 007161445 Dt:30.5.2020	Correction	Rudravaram	24-A 24--B	0.39 0.31	724	Y.Penchalamma W/o Ramanaiah	The said mutation has been carried as Adangal correction service which actually has to be done as Title Deed Cum Pass Book service.

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4	ADLC01200 7245648 Dt:15.6.202 0	Correction	Gudati	122-123-124-4P 122-123-124-4P	0.50 0.54	1261	Mannema la Kumari	The said mutation has been carried as Adangal correction service which actually has to be done as Title Deed Cum Pass Book service.
5	ADLC01200 7245648 Dt:15.6.202 0	Correction	Gudali	122-123-124-4P	0.50	1262	Mannema la Sudhakar	The said mutation has been carried as Adangal correction service which actually has to be done as Title Deed Cum Pass Book service.
6	ADLCO1200 7220083 Dt:15.6.202 0	Correction	Chendodu	138-Ib	0.127 5	30002 7	Maruboin a Aruna	The said mutation has been carried as Adangal correction service which actually has to be done as Title Deed Cum Pass Book service.
7	ADLCO1200 7271601 Dt:19.6.202 0	Correction	Vanjiwaka	315-1	0.24	856	Kosana Seshamm a	As VRO has recommended only for entry of applicant name as enjoydar. But the Tahsilar has entered both as pattadar ant Enjoydar without following procedure of law.
8	RPP01200 1129450 DT:	Replacem ent	Kothapalem	794 829-5P	7.79 4.81	1331	Ponnalur u Kavitha reddy S/o Ramacha ndra reddy	The said mutation has been carried a replacement of PPB service which actually has to be done as Title Deed Cum Pass Book service.
9	RPP01200 1124379 DT:	Replacem ent	Vanjiwaka	398-7	0.42	788	Chinthala Manjula	The said mutation has been carried as replacement of PPB service which actually has to be done as Title Deed Cum Pass Book service.
10	RPP01200 1112874 DT:17.2.202 0	Replacem ent	Kota	1248-AB1	2.00		Tupili Chandra Mohan Reddy	The said mutation has been carried as replacement of PPB service which actually has to be done as Title Deed Cum - Pass Book service.
11	ADLC01200 6961307 DT:3.3.2020	Correction	Rudravaram	265-2 265-2P	2.40 2.40	1186	S.Vijaya Lakshmi	The said mutation has been carried as adangal correction service which actually has to be done as Title Deed Cum Pass Book service.

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12	ADLC01200 7138281 DT:26.5.202 0	Correction	Chittedu	262-1 263-4 263-8A 262-8 264-5 264-8	0.85 0.16 0.02 0.06 0.42 0.42	1396	Cheera Chandrai ah	1.The said mutation has been carried as adangal correction service which actually has to be done as Title Deed Cum Pass Book service. 2.There is no proper document for the mutation Sy.N0.262-8Ac.0.06 in favour of the applicant viz., Cheera Chandraiah
13	ADLC01200 7138385 DT:26.5.202 0	Correction	Chittedu	258-1 263-3 258-8A 258-8B 258-8C 258-9 258-10	1.16 0.14 0.16 0.20 0.23 0.16 1.17	1395	Cheera Suneetha W/o Chandrai ah	The said mutation has been carried as adangal correction service which actually has to be done as Title Deed Cum Pass Book service.
14	ADLC01200 7213290 DT:9.6.2020	Correction	Kokkupadu	608-B	1.64	1361	Palagati Narasimh a Reddy	The said mutation has been carried as adangal correction service which actually has to be done as Title Deed Cum Pas Book service.
15	RMU01190 3323947 Dt:28.10.20 19	Mutation	Chittedu	351/2	2.50	1394	Chandrag iri Jyothi	The mutation has been made to the legal heir i.e., to the wife of Chandragiri Raghu. But the Tahsildar in the marginal remarks it was recommended for 8 notice under ex- servicemen quota. On verification of the records the assignment patta granted is under normal assignment conditions but not under Ex – servicemen quota.
16	ADLC01200 6982912 DT:9.3.2020	Correction	Kota	1224-p	0.60	1363	Valipi Venkaiah	The said mutation has been carried as adangal correction service which has to be done and also no link has been established between the Un-Register family partition executants and the names reflected in the adangal.

In accordance with the provisions of ROR Act and instructions of the Govt. issued from time to time that the rights of the ryoths inland are confirmed through authenticated registered sale documents. Basing on those documents and after observing due procedure such as generating of 8 notice calling objections from concerned on mutation in a period of 15 days, if no objections are received that the Thasildar shall make the entries In web land adangal and 1- B with the due recommendation of the field level staff. In the instant case the Tahisldar Sri P.V.Mallikarjuna Rao, (retired) has not observed the prescribed procedure and carried out the mutations in web- land adangal and 1- B through Adangal correction module instead of mutation module. In fact the adangal

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correction module is meant for corrections of spelling mistakes and minor mistakes in web -land. But the said officer has used the Adangal Correction module for carrying out mutations irregularly thereby he has done procedural irregularities and also created Pattadar right to ineligible person without any authenticated document and thus he has violated the Rule- 3 of A.P.C.S (conduct)Rules -1964.

CHARGE-3:

Sri P.V.Mallikarjuna Rao, Tahsildar (retired), being a responsible officer while he was working as Tahsildar Kota Mandal has regularized the Sada -Bainamas without any specific orders of the Govt. in the following villages.

S.No	Meeseva Appl.No.& Date	Mutation/ Correction	Village	Sy.No	Extent	Khata No.	Applicant Name	Lapses noticed
1	ADLC012 007170469	Mutation	Rudravaram	49-A	2.00	1191	Bodipedd a Chandram ma	Mutation done based on UN-Registered white paper agreement in the name of his father which is in appropriate
2	ADLC0120 0 7178577 DT:3.6.20 20	Correction	Kothapalem	148-P1	1.00	1236	Alapaka Ramanaia h	No document proof for the said mutation in favour of the applicant
3	ADLC0120 0 6914016 Dt:19.2.2 020	Correction	Maddali	81-5A	0.95	241	V.Raju Chowdari	No document proof for the said mutation in favour of the applicant.

As per ROR Act mutations should not be carried out in web- land basing on the un — registered sale documents / Sada - bainamas. The Retired Tahsildar Kota has regularized the Sada - Bainamas without any order I instructions of the Govt. and carried out mutations in web- land irregularly and thereby he has caused loss to the Govt. by way of Registration Fee and Stamp Duty and thus he has violated the Rule- 3 of A.P.C.S (conduct)Rules -1964.

CHARGE -4 :

Sri P.V.Mallikarjuna Rao, Tahsildar (retired), being a responsible officer, while he was working as Tahsildar Kota Mandal has removed the following land from the Dispute Register without any valid reason.

S. No	Village	Sy.No	Extent	Khata No.	Applicant name	Lapses noticed
1	Chittedu	526-A	2.90	954	Pasam Sai Raja S/o Venkataswamy	Initially the said entry in the web land was kept in Dispute Register with a remarks of "bogus pass book" by the then Tahsildar. The present Delinquent officer has given digital signature the said entry without inquiry on the dispute.

The above mentioned land has been kept in Dispute Register as the Patta was bogus one. Hence the said land was kept in Dispute Register. The said Retired Tahsildar without any proper enquiry has given his digital signature for the above mentioned land in the web- land and it resulted that it come out from the ambit of Dispute Register. His action is not supported by the valid reason, depriving the right of a legitimate person. Thereby he paved the way for land disputes in the village and deprived the legitimate right of a ryoth and thus he has violated the Rule- 3 of A.P.C.S (conduct) Rules -1964.

V. USHARANI,
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS ON THE CHARGES FRAMED AGAINST SRI P.V.MALLIKARJUNA RAO, TAHSILDAR, KOTA MANDAL (RETIRED).

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Sri P.V.Mallikarjuna Rao, Tahsildar (retired), being a responsible officer, while he was working as Tahsildar Kota, he has carried out mutations in S.No. 341 of Chettedu village which is classified as Grazing Poramboke / Govt.Land. The entries made against the said Survey Numbered land in pattadar column and enjoyer column as follows.

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The retired Tahsildar has entered the names of above mentioned persons against Pattadar column and enjoyer column without any documentary proof against the Govt Lands. Thereby he opened the door for Land grabbers and thus he has violated the Rules.

2. Sri P.V.Mallikarjuna Rao, Tahsildar (retired), being a responsible officer, while he was working as Tahsildar Kota Mandal has carried out Mutations through Adangal Correction module in Web - Land. He has not used mutations cum e- pass book module in carry out mutations in web-land of Kothapalem, Venkannapalem, Rudravaram, Gudali etc,. The mutations were carried out irregularly without observing due procedure laid down in ROR ACT in the below mentioned villages.

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recommendation of the field level staff. In the instant case the Tahisldar Sri P.V.Mallikarjuna Rao, (retired) has not observed the prescribed procedure and carried out the mutations in web- land adangal and 1- B through Adangal correction module instead of mutation module . In fact the adangal correction module is meant for corrections of spelling mistakes and minor mistakes in web -land. But the said officer has used the Adangal Correction module for carrying out mutations irregularly thereby he has done procedural irregularities and also created Pattadar right to ineligible person without any authenticated document.

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4. Sri P.V.Mallikarjuna Rao, Tahsildar (retired), being a responsible officer, while he was working as Tahsildar Kota Mandal has removed the following land from the Dispute Register without any valid reason.

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The above mentioned land has been kept in Dispute Register as the Patta was bogus one. Hence the said land was kept in Dispute Register. The said Retired Tahsildar without any proper enquiry has given his digital signature for the above mentioned land in the web- land and it resulted that it come out from the ambit of Dispute Register. His action is not supported by the valid reason, depriving the right of a legitimate person. Thereby he paved the way for land disputes in the village and deprived the legitimate right of a ryoth.

V. USHARANI,
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-III

LIST OF DOCUMENTS ON THE BASIS OF WHICH THE ARTICLES OF CHARGES FRAMED AGAINST SRI P.V.MALLIKARJUNA RAO, TAHSILDAR, KOTA MANDAL (RETIRED) ARE PROPOSED TO BE SUSTAINED

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The Sub Collector, Gudur Rc.E/662/2020, dated: 19.08.2020.

V. USHARANI,
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-IV

THE LIST OF WITNESS ON THE BASIS OF WHOM ARTICLES OF CHARGES FRAMED AGAINST SRI P.V.MALLIKARJUNA RAO, TAHSILDAR, KOTA MANDAL (RETIRED) ARE PROPOSED TO BE SUSTAINED.

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NIL.

V. USHARANI,
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER